

Exhibit A

Proposed Order

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO

In re:

THE FINANCIAL OVERSIGHT AND
MANAGEMENT BOARD FOR PUERTO RICO,

as representative of

THE COMMONWEALTH OF PUERTO RICO, *et*
al.,

Debtors.¹

PROMESA

Title III

No. 17 BK 3283-LTS

(Jointly Administered)

This filing relates to the
Commonwealth.

ORDER GRANTING FOUR HUNDRED NINETY-SIXTH OMNIBUS
OBJECTION (NON-SUBSTANTIVE) OF THE COMMONWEALTH OF PUERTO RICO TO
PARTIALLY SATISFIED AND PARTIALLY NO LIABILITY CLAIMS

Upon the *Four Hundred Ninety-Sixth Omnibus Objection (Non-Substantive) of the Commonwealth of Puerto Rico to Partially Satisfied and Partially No Liability Claims* [ECF No. 21749] (the “Four Hundred Ninety-Sixth Omnibus Objection”)² of the Commonwealth of Puerto Rico (the “Commonwealth” or the “Debtor”), dated August 5, 2022, for entry of an order

¹ The Debtors in these Title III Cases, along with each Debtor’s respective Title III case number and the last four (4) digits of each Debtor’s federal tax identification number, as applicable, are the (i) Commonwealth of Puerto Rico (the “Commonwealth”) (Bankruptcy Case No. 17 BK 3283-LTS) (Last Four Digits of Federal Tax ID: 3481); (ii) Puerto Rico Sales Tax Financing Corporation (“COFINA”) (Bankruptcy Case No. 17 BK 3284-LTS) (Last Four Digits of Federal Tax ID: 8474); (iii) Puerto Rico Highways and Transportation Authority (“HTA”) (Bankruptcy Case No. 17 BK 3567-LTS) (Last Four Digits of Federal Tax ID: 3808); (iv) Employees Retirement System of the Government of the Commonwealth of Puerto Rico (“ERS”) (Bankruptcy Case No. 17 BK 3566-LTS) (Last Four Digits of Federal Tax ID: 9686); (v) Puerto Rico Electric Power Authority (“PREPA”) (Bankruptcy Case No. 17 BK 4780-LTS) (Last Four Digits of Federal Tax ID: 3747); and (vi) Puerto Rico Public Buildings Authority (“PBA”, and together with the Commonwealth, COFINA, HTA, ERS, and PREPA, the “Debtors”) (Bankruptcy Case No. 19-BK-5523-LTS) (Last Four Digits of Federal Tax ID: 3801) (Title III case numbers are listed as Bankruptcy Case numbers due to software limitations)

² Capitalized terms not otherwise defined herein shall have the meanings given to such terms in the Four Hundred Ninety-Sixth Omnibus Objection.

disallowing in their entirety certain claims filed against the Debtor, as more fully set forth in the Four Hundred Ninety-Sixth Omnibus Objection and supporting exhibits thereto; and the Court having jurisdiction to consider the Four Hundred Ninety-Sixth Omnibus Objection and to grant the relief requested therein pursuant to PROMESA section 306(a); and venue being proper pursuant to PROMESA section 307(a); and due and proper notice of the Four Hundred Ninety-Sixth Omnibus Objection having been provided to those parties identified therein, and no other or further notice being required; and the Court having determined that the claims identified in the column titled “Asserted” in Exhibit A to the Four Hundred Ninety-Sixth Omnibus Objection (collectively, the “Partially Satisfied and Partially No Liability Claims”) have been satisfied in part and assert, in part, liabilities that failed to comply with the applicable rules for filing a proof of claim; and the Court having determined that the relief sought in the Four Hundred Ninety-Sixth Omnibus Objection is in the best interest of the Debtor, its creditors, and all the parties in interest; and the Court having determined that the legal and factual bases set forth in the Four Hundred Ninety-Sixth Omnibus Objection establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefor, it is

ORDERED that the Four Hundred Ninety-Sixth Omnibus Objection is GRANTED as set forth herein; and it is further

ORDERED that the Partially Satisfied and Partially No Liability Claims are hereby reduced and disallowed, such that the Partially Satisfied and Partially No Liability Claims shall now only be considered claims asserting the amount set forth in the column titled “Remaining Claim” in Exhibit A to the Four Hundred Ninety-Sixth Omnibus Objection, respectively; and it is further

ORDERED that the Debtors' rights to object the remaining portions of these claims, as set forth in the column titled "Remaining Claim" in Exhibit A to the Four Hundred Ninety-Sixth Omnibus Objection, is reserved; and it is further

ORDERED that Kroll is authorized and directed to designate as expunged and reduce the amount asserted in the Partially Satisfied and Partially No Liability Claims by the disallowed portions (i.e., reducing the amount of the claims to the amounts set forth in the column titled "Remaining Claim" in Exhibit A to the Four Hundred Ninety-Sixth Omnibus Objection) from the official claims register in the Title III Case; and it is further

ORDERED that this Order resolves Docket Entry No. 21749 in Case No. 17-3283; and it is further

ORDERED that this Court shall retain jurisdiction to hear and determine all matters arising from or related to the implementation, interpretation, or enforcement of this Order.

SO ORDERED.

Dated: _____

Honorable Judge Laura Taylor Swain
United States District Judge

EXHIBIT A

Schedule of Claims Subject to the Four Hundred Ninety-Sixth Omnibus Objection

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Four Hundred Ninety-Sixth Omnibus Objection

Exhibit A - Modified Claims

ASSERTEDMODIFIED

	NAME	CLAIM #	DEBTOR	PRIORITY STATUS	AMOUNT	DEBTOR	PRIORITY STATUS	AMOUNT
1	AKM MFG INC. 418 CALLE ASTE 1 SAN JUAN, PR 00920-2005	44619	Commonwealth of Puerto Rico	Unsecured	\$41,061.62*	Commonwealth of Puerto Rico	Unsecured	\$8,790.03*
Reason: Proof of claim purports to assert liabilities associated with the Commonwealth of Puerto Rico, but liabilities totaling \$32,271.59 fail to provide sufficient supporting documentation for asserting the liabilities against the Commonwealth of Puerto Rico, such that the Debtors are unable to determine whether claimant has valid liabilities against the Commonwealth of Puerto Rico or any of the other Title III debtors. The Claimant shall retain the non-modified portion of the claim. Additionally, Claim was filed as partially unliquidated, modified amount fully liquidates the Claim.								
2	BPA OFFICE SUPPLIES INC PO BOX 10611 PONCE, PR 00732	25556	Commonwealth of Puerto Rico	Unsecured	\$302,042.54	Commonwealth of Puerto Rico	Unsecured	\$240,131.43
Reason: Invoices totaling \$61,911.11 were paid via ACH/checks 00113418, 00116939, 00116940, 00116941, 00116942, 00116943, 00116944, 00116945, 00116946, 00116947, 00116948, 00121027, 00121903, 00123067, 00124076, 00128810, 00129709, 00147400, 00150275, 00150902, 00151282, 00154403, 00202796, 00007604, and 00253854 on 04/19/2017, 05/01/2017, 05/16/2017, 05/18/2017, 05/31/2017, 06/05/2017, 06/20/2017, 06/28/2017, 07/18/2017, 08/10/2017, 08/24/2017, 08/30/2017, 11/13/2017, 09/12/2018, 09/14/2018, and 10/01/2019. The Claimant shall retain the non-modified portion of the claim.								
3	C E & L FIRE EXTINGUISHERS PO BOX 3092 BAYAMON, PR 00960	11882	Commonwealth of Puerto Rico	Unsecured	Undetermined*	Commonwealth of Puerto Rico	Unsecured	\$54.60*
Reason: Claim does not assert a stated value, however the support provided in the POC totals \$1,596.00 of which the Debtors show all but \$54.60 was paid on 05/29/2018 via checks 00212714, 00212715, 00212716, 00212717, 00212718, 00212719, and 00212720. The Claimant shall retain the non-modified portion of the claim. Additionally, Claim was filed as partially unliquidated, modified amount fully liquidates the Claim.								
4	CAMERA MUNDI INC PO BOX 6840 CAGUAS, PR 00726-6840	168163	Commonwealth of Puerto Rico	Unsecured	\$1,738,496.35	Commonwealth of Puerto Rico	Unsecured	\$1,638,612.96
Reason: Invoices totaling \$99,883.39 were paid via ACHs/checks 00237726, 00230957, 00460881, 00241166, 00484947, 00482887, 00007954, 00010826, 00122751, 00120387, 00521136, 00529651, 00524391, 00012293, 00107201, 00583320, 00537986, 00052271, 00666018, 00426667, 00648387, 00202218, 00011059, 00046303, 00126745, 00116882, 00117607, 00117614, 00361175, 00001118, 00173947, 00002641, 00442995, 00202721, 00010316, 00451242, 00514221, 00497756, 00009870, 00011930, 00258365, 00638341, 00026646, 00076762, 00070627, and 00360705 between 2007 and 2019. The Claimant shall retain the non-modified portion of the claim.								

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Four Hundred Ninety-Sixth Omnibus Objection

Exhibit A - Modified Claims

ASSERTEDMODIFIED

	NAME	CLAIM #	DEBTOR	PRIORITY STATUS	AMOUNT	DEBTOR	PRIORITY STATUS	AMOUNT
5	CONSOLIDATED WASTE SERVICES PO BOX 1322 GURABO, PR 00778	27647	Commonwealth of Puerto Rico	Unsecured	\$1,033.10	Commonwealth of Puerto Rico	Unsecured	\$883.10
Reason: Invoices totaling \$150.00 were paid via checks 00046891 and 00046893 on 07/30/2018. The Claimant shall retain the non-modified portion of the claim.								
6	CONSOLIDATED WASTE SERVICES PO BOX 1322 GURABO, PR 00778	28070	Commonwealth of Puerto Rico	Unsecured	\$1,678.11	Commonwealth of Puerto Rico	Unsecured	\$1,223.11
Reason: Invoices totaling \$455.00 were paid via EFTs 70087, 74410, 78384, 79813, and 79814 on 03/27/2018, 04/23/2018, 05/16/2018, and 05/23/2018. The Claimant shall retain the non-modified portion of the claim.								
7	CONSOLIDATED WASTE SERVICES PO BOX 1322 GURABO, PR 00778	28096	Commonwealth of Puerto Rico	Unsecured	\$15,881.26	Commonwealth of Puerto Rico	Unsecured	\$14,658.91
Reason: Invoices totaling \$1,222.35 were paid via checks 00040185, 00040186, 00040187, 00040188, 00041215, and 00042896 on 04/18/2018, 04/30/2018, and 05/31/2018. The Claimant shall retain the non-modified portion of the claim.								
8	CONSOLIDATED WASTE SERVICES P.O. BOX 1322 GURABO, PR 00778	28103	Commonwealth of Puerto Rico	Unsecured	\$3,838.13	Commonwealth of Puerto Rico	Unsecured	\$2,515.00
Reason: Invoices totaling \$1,323.13 were paid via EFTs 00080103, 00080272, 00080273, 00080274, 00080275, 00080276, and 00080277 on 05/23/2018. The Claimant shall retain the non-modified portion of the claim.								

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Four Hundred Ninety-Sixth Omnibus Objection

Exhibit A - Modified Claims

ASSERTEDMODIFIED

	NAME	CLAIM #	DEBTOR	PRIORITY STATUS	AMOUNT	DEBTOR	PRIORITY STATUS	AMOUNT
9	CONSOLIDATED WASTE SERVICES PO BOX 1322 GURABO, PR 00778	28115	Commonwealth of Puerto Rico	Unsecured	\$2,332.70	Commonwealth of Puerto Rico	Unsecured	\$1,152.72
Reason: Invoices totaling \$1,179.98 were paid via EFTs 39993, 42906, 46896, 49511, 52302, 56951, 59283, 59286, 64074, 68802, 69793, 69994, 71734, 72055, 72057, 74695, 87142, 87143, 87144, 87145, 87146, and 98175 on 03/26/2018, 06/20/2017, 07/10/2017, 08/02/2017, 08/24/2017, 10/ 11/2017, 12/07/2017, 12/27/2017, 02/07/2018, 03/19/2018, 03/26/2018, 04/09/2018, 04/24/2018, 06/27/2018, and 09/06/2018. The Claimant shall retain the non-modified portion of the claim.								
10	GARCIA DAVILA, HUMBERTO PO BOX 361716 SAN JUAN, PR 00936	138933	Commonwealth of Puerto Rico	Unsecured	\$2,462.50	Commonwealth of Puerto Rico	Unsecured	\$1,150.00
Reason: Invoices totaling \$1,312.50 were paid via checks 188738 and 222990 on 01/25/2018 and 07/05/2018. The Claimant shall retain the non-modified portion of the claim.								
11	GERMAN TORRES BERRIOS & ASSOCIADOS HC 04 BOX 5775 BARRANQUITAS, PR 00794-9609	48747	Commonwealth of Puerto Rico	503(b)(9)	\$15,178.00	Commonwealth of Puerto Rico	Unsecured	\$3,900.00
Reason: Invoices totaling \$11,278.00 were paid via EFTs 11100112, 11100044, 11100064, and 11100152 on 07/18/2016, 02/28/2017, 04/20/2017, and 09/19/2017. The Claimant shall retain the non-modified portion of the claim.								
12	GONZALEZ DIAZ, WILLIAN PO BOX 534 SALINAS, PR 00751	3077	Commonwealth of Puerto Rico	Unsecured	\$21,600.00*	Commonwealth of Puerto Rico	Unsecured	\$8,100.00*
Reason: Proof of claim purports to assert liabilities associated with the Commonwealth of Puerto Rico, but liabilities totaling \$13,500.00 fail to provide sufficient supporting documentation for asserting the liabilities against the Commonwealth of Puerto Rico, such that the Debtors are unable to determine whether claimant has valid liabilities against the Commonwealth of Puerto Rico or any of the other Title III debtors. The Claimant shall retain the non-modified portion of the claim. Additionally, Claim was filed as partially unliquidated, modified amount fully liquidates the Claim.								

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Four Hundred Ninety-Sixth Omnibus Objection

Exhibit A - Modified Claims

ASSERTEDMODIFIED

	NAME	CLAIM #	DEBTOR	PRIORITY STATUS	AMOUNT	DEBTOR	PRIORITY STATUS	AMOUNT
13	LIBERTY CABLEVISION OF PUERTO RICO LLC C/O ORLANDO FERNANDEZ, ESQ. #27 CALLE GONZALEZ GIUSTI STE 300 GUAYNABO, PR 00968-3076	17316	Commonwealth of Puerto Rico	Unsecured	\$1,767.37	Commonwealth of Puerto Rico	Unsecured	\$535.90
Reason: Invoice totaling \$1,231.47 was paid via EFT 33640 on 05/17/2017. The Claimant shall retain the non-modified portion of the claim.								
14	PONCE MEDICAL SCHOOL FOUNDATION INC PO BOX 7004 PONCE, PR 00732-7004	19257	Commonwealth of Puerto Rico	Unsecured	\$9,182.76	Commonwealth of Puerto Rico	Unsecured	\$98.44
Reason: Invoices totaling \$4,145.67 were paid via checks 51477, 51479, 112412, 116436, 120162, and 124103 on 06/20/2017, 02/21/2019, 03/21/2019, 04/30/2019, and 05/30/2019. For liabilities totaling \$4,938.65, the claimant fails to provide a basis for asserting a claim against Commonwealth of Puerto Rico. Proof of Claim and supporting documentation only show liability between Claimant and University of Puerto Rico which is not part of the Title III proceedings. The Claimant shall retain the non-modified portion of the claim.								
15	QUEST DIAGNOSTICS OF PUERTO RICO, INC. CAPARRA GALLERY CALLE ORTEGON #107 LOCAL 105 GUAYNABO, PR 00966	94933	Commonwealth of Puerto Rico	Unsecured	\$2,349.14	Commonwealth of Puerto Rico	Unsecured	\$706.87
Reason: Invoices totaling \$1,642.27 were paid via checks 75978, 75979, 75980, 75987, 82274, 96372, 96374, and 96382 on 03/26/2018, 05/18/2018, and 09/18/2018. The Claimant shall retain the non-modified portion of the claim.								

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Four Hundred Ninety-Sixth Omnibus Objection

Exhibit A - Modified Claims

ASSERTEDMODIFIED

	NAME	CLAIM #	DEBTOR	PRIORITY STATUS	AMOUNT	DEBTOR	PRIORITY STATUS	AMOUNT
16	RIVERA SIACA, LUIS A. CHARLES A CUPRILL P.S.C. LAW OFFICES 356 FORALEZA STREET 2 FLOOR SAN JUAN, PR 00901	48953	Commonwealth of Puerto Rico	Unsecured	\$483,109.37	Commonwealth of Puerto Rico	Unsecured	\$55,531.24
Reason: Invoices totaling \$427,578.13 were paid via ACHs/checks 00033392, 00259654, 00035704, 00261257, and 00036001 on 12/23/2019, 02/06/2020, and 02/10/2020. The Claimant shall retain the non-modified portion of the claim.								
17	SUR MED MEDICAL CENTER CORP PO BOX 1162 8 CALLE COLON PACHECO SALINAS, PR 00751	41863	Commonwealth of Puerto Rico	Unsecured	\$97,016.06	Commonwealth of Puerto Rico	Unsecured	\$6,573.00
Reason: Invoices totaling \$90,443.06 were paid via EFTs 00096628, 00096660, 00096661, 00096662, 00096663, 00096664, 00096665, and 00096666 on 08/29/2018. The Claimant shall retain the non-modified portion of the claim.								
18	YABUCOA DEVELOPMENT, S.E PO BOX 190858 SAN JUAN, PR 00919-0858	25519	Commonwealth of Puerto Rico	Unsecured	\$74,097.42	Commonwealth of Puerto Rico	Unsecured	\$47,945.49
Reason: Invoices totaling \$26,151.93 were paid via EFT 00095237 on 09/14/2018. The Claimant shall retain the non-modified portion of the claim.								